

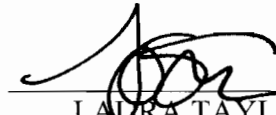
unlikely event that all eight Defendants live in New York, rather than in New Jersey, where Plaintiff alleges that they are employed.

Plaintiff does allege, however, that his constitutional rights were violated in Fort Dix, New Jersey. (*See* Compl. at 2.) Under 28 U.S.C. § 1391(b)(2), this case therefore could have been filed in the District of New Jersey. For these reasons, and “in the interest of justice,” the Court is inclined to transfer this case to the District of New Jersey pursuant to 28 U.S.C. § 1404(a).

Plaintiff is therefore directed to submit a brief statement addressing whether this case should be transferred to the District of New Jersey. Plaintiff may include factors such as the convenience of the witnesses and parties, the location of documents, and the weight that should be afforded to his choice of filing in this judicial district.¹ Plaintiff’s statement must be filed with the Court’s *Pro Se* Office within 30 days of the date of this order and must bear the same docket number as this order. If Plaintiff fails to respond to this order within 30 days, the Court will transfer this case to the District of New Jersey pursuant to 28 U.S.C. § 1404(a).

The Court certifies pursuant to 28 U.S.C. § 1915(a)(3) that any appeal from this order would not be taken in good faith, and therefore *in forma pauperis* status is denied for the purpose of an appeal. *See Coppedge v. United States*, 369 U.S. 438, 444-45 (1962).

SO ORDERED:



LAURA TAYLOR SWAIN
United States District Judge

Dated: Oct 17, 2012
New York, New York

¹ Plaintiff alleges that he is currently incarcerated in the Metropolitan Detention Center in Brooklyn, New York, (Compl. at 1), which is within the Eastern District of New York, 28 U.S.C. § 112(c).